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On August 13, 2004.

Signed: \_\_\_\_\_

Paula Faulk Hurley

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: William R. Dubrul

Application No.: 10/824,779

Filed: April 15, 2004

Title: Medical Device and Method

Attorney Docket No.: GMI 1002-1

Examiner: Unassigned

Group: 3731

Confirmation No.: 6699

Customer No. 22470

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
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Sir:

It is requested that the information identified in this statement be considered by the Examiner and made of record in the above-identified application. This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56.

Enclosed with this statement is a Form PTO/SB/08A. The Examiner is requested to initial the form and return it to the undersigned in accordance with M.P.E.P. 609.

Also enclosed with this statement is a copy of each cited document as required by 37 C.F.R. 1.98. However, since this application was filed after June 30, 2003, copies of U. S. Patents and U. S. Patent Application Publications are not enclosed. (See O. G. Notice of August 5, 2003.)

This statement should be considered under 37 C.F.R. 1.97(b) because it is being filed before the mailing date of the first Office Action on the merits.

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***Fee Authorization.*** The Commissioner is hereby authorized to charge underpayment of any additional fees or credit any overpayment associated with this communication to Deposit Account No. 50-0869 (GMI 1002-1).

Respectfully submitted,  
Haynes Beffel & Wolfeld LLP

Date: August 13, 2004

By: 

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PTO/SB/08A (08-00)  
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Substitute for form 1449A/PTO				<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>				Application Number	10/824,779
				Filing Date	April 15, 2004
				First Named Inventor	William R. Dubrul
				Group Art Unit	3731
				Examiner Name	Unassigned
Sheet	1	of	4	Attorney Docket Number	GMI 1002-1

U.S. PATENT DOCUMENTS						
Examiner Initials <sup>*</sup>	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
	A1	3,996,938		Clark, III	12-14-1976	
	A2	4,401,124		Guess et al.	08-30-1983	
	A3	4,425,908		Simon	01-17-1984	
	A4	4,581,017		Sahota	04-08-1986	
	A5	4,582,061		Fry	04-15-1986	
	A6	4,608,965		Anspach, Jr. et al.	09-02-1986	
	A7	4,611,594		Grayhack et al.	09-16-1986	
	A8	4,650,466		Luther	03-17-1987	
	A9	4,869,259		Elkins	09-26-1989	
	A10	4,921,484		Hillstead	05-01-1990	
	A11	4,977,897		Hurwitz	12-18-1990	
	A12	5,048,530		Hurwitz	09-17-1991	
	A13	5,081,997		Bosley, Jr., et al.	01-21-1992	
	A14	5,102,415		Guenther et al.	04-07-1992	
	A15	5,213,569		Davis	05-25-1993	
	A16	5,221,269		Miller et al.	06-22-1993	
	A17	5,329,942		Gunther et al.	07-19-1994	
	A18	5,370,660		Weinstein et al.	12-06-1994	
	A19	5,380,273		Dubrul et al.	01-10-1995	
	A20	5,382,259		Phelps et al.	01-17-1995	

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
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<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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		Number	Kind Code <sup>2</sup> (if known)			
	A21	5,383,466		Partika	01-24-1995	
	A22	5,431,676		Dubrul et al.	07-11-1995	
	A23	5,490,521		Davies et al.	02-13-1996	
	A24	5,498,236		Dubrul et al.	03-12-1996	
	A25	5,518,498		Lindenberg et al.	05-21-1996	
	A26	5,549,626		Miller et al.	08-27-1996	
	A27	5,611,345		Hibbein	03-18-1997	
	A28	5,643,282		Kieturakis	07-01-1997	
	A29	5,683,451		Lenker et al.	11-04-1997	
	A30	5,713,848		Dubrul et al.	02-03-1998	
	A31	5,749,883		Halpern	05-12-1998	
	A32	5,766,135		Terwilliger	06-16-1998	
	A33	5,766,203		Imran et al.	06-16-1998	
	A34	5,769,795		Terwilliger	06-16-1998	
	A35	5,797,960		Stevens et al.	08-25-1998	
	A36	5,814,064		Daniel et al.	09-29-1998	
	A37	5,827,324		Cassell et al.	10-27-1998	
	A38	5,851,210		Torossian	12-22-1998	
	A39	5,868,708		Hart et al.	02-09-1999	
	A40	5,897,567		Ressemann et al.	04-27-1999	

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		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
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	B20							

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